

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 404

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO RISK MANAGEMENT; AMENDING SECTION 67-5773, IDAHO CODE, TO REMOVE LANGUAGE ESTABLISHING A RISK MANAGEMENT ADVISORY COMMITTEE AND TO REMOVE LANGUAGE DIRECTING THE DIRECTOR TO CONSULT WITH THE ADVISORY COMMITTEE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 67-5773, Idaho Code, be, and the same is hereby amended to read as follows:

67-5773. POWERS AND DUTIES -- RISK MANAGEMENT. (1) The director of the department of administration shall:

(a) Determine the nature and extent of needs for insurance coverages of all kinds, other than life and disability insurances, as to risks and property of all offices, departments, divisions, boards, commissions, institutions, agencies and operations of the government of the state of Idaho, the premiums on which are payable in whole or in part from funds of the state.

(b) Determine the character, terms, and amounts of insurance coverages required by such needs.

(c) Within funds available therefor from each respective office, department, division, board, commission, institution, agency or operation with respect to coverage to be provided to it, negotiate for, procure, purchase, and have placed or continued in effect all such insurance coverages and services as may reasonably be obtainable, whether from insurers or brokers duly authorized to transact business in this state.

(d) Administer all such coverages on behalf of the insured, including making and settlement of loss claims arising thereunder. The director, with the advice of the attorney general, may cause suit to be brought with respect to any such coverage or loss.

(e) Within available funds and personnel, make periodic inspection or appraisal of premises, property and risks as to conditions affecting insurability, risk, and premium rate, and submit a written report of each such inspection or appraisal together with recommendations, if any, to the officer, department, or agency in direct charge of such premises, property or risks.

(f) Perform such other duties and exercise such other powers as are provided by law.

~~(g) Establish a risk management advisory committee. The director shall consult with the advisory committee in the performance of those duties enumerated above.~~

1           (2) As to all such needs and coverages, the director shall give due  
2 consideration to information furnished by and recommendations of any  
3 office, department, division, board, commission, institution or agency.